

## NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS (NOIRROF)

August 16, 2013

Town of Spencer  
157 Main Street  
Spencer, MA 01562  
Telephone (508) 885-7500

TO ALL INTERESTED AGENCIES, GROUPS AND PERSONS;

On or about August 27, 2013, the Town of Spencer (lead community) on behalf of the Town of North Brookfield will submit a request to the Massachusetts Department of Housing and Community Development (DHCD) for the release of Community Development Block Grant funds under Title I of the Housing and Community Development Act of 1974 as amended, for the purpose of the following potential project:

- **Regional Housing Rehabilitation Program:** Rehabilitation of approximately 17 low and moderate-income housing units within the Towns of Spencer and North Brookfield, Massachusetts.

The activity proposed is categorically excluded under HUD regulations at 24 CFR Part 58 from National Environmental Policy Act (NEPA) requirements. An Environmental Review Record (ERR) that documents the environmental determinations for this project is on file at the Town Administrator's Office, Spencer Town Hall, 157 Main St., Spencer, MA and may be examined or copied weekdays from 9 A.M. to 1 P.M. with prior arrangement by calling (508) 885-7500.

### PUBLIC COMMENTS

Any individual, group, or agency may submit written comments on the ERR to the Spencer Town Administrator's Office. All comments received by August 26, 2013 will be considered by the Town of Spencer prior to authorizing submission of a request for release of funds.

### RELEASE OF FUNDS

The Spencer Board of Selectmen certifies to the DHCD that Town Administrator Adam Gaudette, in his official capacity Environmental Certifying Officer, consents to accept the jurisdiction of the Federal Courts if an action is brought to enforce responsibilities in relation to the environmental review process and that these responsibilities have been satisfied. The DHCD's approval of the certification satisfies its responsibilities under NEPA and related laws and authorities and allows the Town of Spencer to use Program funds.

## OBJECTIONS TO RELEASE OF FUNDS

The DHCD will accept objections to its release of funds and the Town of Spencer's certification for a period of fifteen days following the anticipated submission date or its actual receipt of the request (whichever is later) only if they are on one of the following bases:

- (a) The certification was not executed by the Certifying Officer of the Town of Spencer;
- (b) The Town of Spencer has omitted a step or failed to make a decision or finding required by HUD regulations at 24 CFR Part 58;
- (c) The grant recipient or other participants in the development process have committed funds, incurred costs or undertaken activities not authorized by 24 CFR Part 58 before approval of a release of funds by the DHCD; or
- (d) Another Federal agency acting pursuant to 40 CFR Part 1504 has submitted a written finding that the project is unsatisfactory from the standpoint of environmental quality.

Objections must be prepared and submitted in accordance with the required procedures (24 CFR Part 58, Sec. 55.76) and shall be addressed to the Massachusetts Department of Housing and Community Development at 100 Cambridge Street, Boston, MA 02114. Potential objectors should contact the DHCD to verify the actual last day of the objection period.

Adam Gaudette  
Environmental Certifying Officer  
Town of Spencer  
157 Main Street  
Spencer, MA 01562